

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2008-5

January 9, 2008

SUBJECT: Delegation of the Mayor's Authority under the Public Education Reform Amendment Act of 2007 to Chair Special Community Meetings Relating to Reorganization and Rightsizing Plan for the District of Columbia Public Schools

ORIGINATING AGENCY: Office of the Mayor

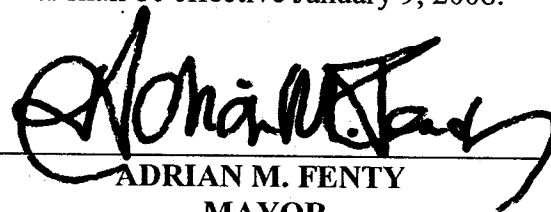
By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2), (6), and (11) of the District of Columbia Home Rule Act of 1973, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2), (6), and (11) (2006 Repl.), and Section 103 of the Public Education Reform Amendment Act of 2007 (the "Reform Act"), effective June 12, 2007 (D.C. Law 17-9, D.C. Official Code § 38-172 (2007 Supp.)), it is hereby **ORDERED** that:

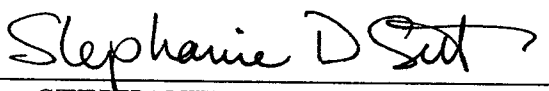
1. **DELEGATION OF AUTHORITY RELATING TO CHAIR SPECIAL COMMUNITY MEETINGS:** The Mayor delegates to Victor Reinoso, Deputy Mayor for Education, and to the following officials of the District of Columbia Public Schools the authority to chair special community meetings on the Reorganization and Rightsizing Plan for the District of Columbia Public Schools to be held on January 17, 2008 at 6:00 p.m.:

Barbara Adderly, Instructional Superintendent
Jesus Aguirre, Director of School Operations
Sharon Artis, Deputy Chief of Staff for Compliance
Reginald Ballard, Instructional Superintendent
Clara Canty, Instructional Superintendent
Justin Cohen, Director of Portfolio Management
John Davis, Special Assistant to the Chancellor
Anthony DeGuzman, Transformation Management Office
Chad Ferguson, Deputy Chief of Schools
Dan Gohl, Director of Secondary Schools Transformation
Phyllis Harris, Deputy Chancellor for Special Education
Ximena Hartsock, Special Assistant to the Chancellor
Kaya Henderson, Deputy Chancellor
Jason Kamras, Special Assistant to the Chancellor
Billy Kearney, Director of Principal Recruitment
Tracy Martin, Chief of Schools
Erin McGoldrick, Chief of Data and Accountability
Francisco Millet, Instructional Superintendent
Richard Nyankori, Special Assistant to the Chancellor
Marla Oakes, Director of Student Support Teams

Abdusalam Omer, Chief Business Officer
Michelle Rhee, Chancellor
Lisa Marie Ruda, Chief of Staff
James Sandman, General Counsel
Abigail Smith, Director, Transformation Office
Patricia Tucker, Instructional Superintendent
Peter Weber, Chief of Staff to the Deputy Chancellor
William Wilhoyte, Instructional Superintendent
Sherry Ulery, Chief of Teaching and Learning

3. **AUTHORITY TO SUBDELEGATE:** The Mayor further delegates to Chancellor Michelle Rhee authority to subdelegate to subordinates any authority delegated under this Mayor's Order.
4. **EFFECT:** This Mayor's Order supersedes all previous Mayors' Orders to the extent of any inconsistency therein.
5. **EFFECTIVE DATE:** This Order shall be effective January 9, 2008.


ADRIAN M. FENTY
MAYOR

ATTEST: 
STEPHANIE D. SCOTT
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE ATTORNEY GENERAL

LEGAL COUNSEL DIVISION



MEMORANDUM

TO: Andrew T. Richardson III
Deputy General Counsel
Executive Office of the Mayor

FROM: Wayne C. Witkowski
Deputy Attorney General
Legal Counsel Division

A handwritten signature in dark ink, appearing to read 'WCW', is written over the 'FROM' field.

DATE: January 8, 2008

SUBJECT: Review of Draft Mayor's Order Delegating the Mayor's Authority under the Public Education Reform Amendment Act of 2007 to Chair Special Community Meetings Relating to the Reorganization and Rightsizing Plan for the District of Columbia Public Schools
(AM-08-011)

This memorandum responds to your request today that this Office review the above-referenced Mayor's Order ("Order") for legal sufficiency on an expedited basis.

The Order would delegate to Deputy Mayor for Education Victor Reinoso, District of Columbia Public Schools ("DCPS") General Counsel James J. Sandman, and a number of named DCPS employees the authority under the Public Education Reform Amendment Act of 2007, effective June 12, 2007 (D.C. Law 17-9, D.C. Official Code § 38-172 (2007 Supp.)), to chair special community meetings relating to the reorganization and rightsizing plan for DCPS. The Order would further delegate to the Chancellor the authority to subdelegate to subordinates any authority delegated under the Order.

The Order is unnecessary with respect to all delegees who are DCPS employees.¹ In Mayor's Order 2007-186, the Mayor delegated to the Chancellor "the authority vested in the Mayor by the District of Columbia Public Education Reform Amendment Act of 2007" and "the authority vested in the Mayor to perform any and all executive duties and/or functions necessary to govern the public schools of the District of Columbia." Chairing special community meetings required under Chapter 36 of Title 5 of the District of Columbia Municipal Regulations is within that

¹ Victor Reinoso and James Sandman are the only delegees who are not DCPS employees.

initial delegation of authority. The Chancellor is therefore already authorized to delegate to her subordinates the task of chairing a special community meeting.²

Although it is largely redundant, the Order is nevertheless legally sufficient.

I am enclosing with this memorandum two documents. One is a revised version of the Order. The other is a tracked changes version so that you can see the changes I made to the Order. Please use the revised version. In addition, please be sure to send the Order to Clifton Posey in the Office of Documents and Administrative Issuances to ensure proper formatting.

Should you have any questions concerning this memorandum, please contact Jason Spitalnick in the Legal Counsel Division by telephone at 724-6528 or by email at jason.spitalnick@dc.gov, or me at 724-5524.

WCW/jms

² It bears noting that, although the relevant regulations establish that the Board of Education member representing the affected community chair such meetings, that provision was impliedly repealed by the Public Education Reform Amendment Act of 2007.